

PTO/SB/22 (09-06)

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**PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)****FY 2006***(Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).)*

Docket Number (Optional)

20257 US2 (C038435/0110665)

Application Number 09/448,356

Filed November 23, 1999

For PHYTOSTEROL AND/OR PHYTOSTANOL DERIVATIVES

Art Unit 1616

Examiner Sabiha Qazi, Ph.D.

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above identified application.

The requested extension and fee are as follows (check time period desired and enter the appropriate fee below):

|   | <u>Fee</u> | <u>Small Entity Fee</u> |                    |
|---|------------|-------------------------|--------------------|
| <input type="checkbox"/> One month (37 CFR 1.17(a)(1))              | \$120      | \$60                    | \$ _____           |
| <input type="checkbox"/> Two months (37 CFR 1.17(a)(2))             | \$450      | \$225                   | \$ _____           |
| <input type="checkbox"/> Three months (37 CFR 1.17(a)(3))           | \$1020     | \$510                   | \$ _____           |
| <input type="checkbox"/> Four months (37 CFR 1.17(a)(4))            | \$1590     | \$795                   | \$ _____           |
| <input checked="" type="checkbox"/> Five months (37 CFR 1.17(a)(5)) | \$2160     | \$1080                  | \$ <u>2,160.00</u> |

☐ Applicant claims small entity status. See 37 CFR 1.27.☐ A check in the amount of the fee is enclosed.☐ Payment by credit card. Form PTO-2038 is attached.☒ The Director has already been authorized to charge fees in this application to a Deposit Account.☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number 02-4467. I have enclosed a duplicate copy of this sheet.**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

12/08/2006 SDENBOB1 00000058 024467 09448356

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I am the ☐ applicant/inventor.☐ assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed (Form PTO/SB/96).☐ attorney or agent of record. Registration Number \_\_\_\_\_☒ attorney or agent under 37 CFR 1.34.  
Registration number if acting under 37 CFR 1.34 43,519  
Signature

December 4, 2006

Date

STEPHEN J. BROWN

(212) 541-2000

Typed or printed name

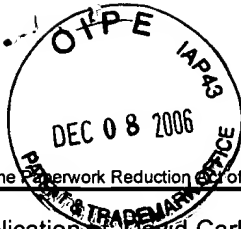
Telephone Number

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ Total of \_\_\_\_\_ forms are submitted.

This collection of information is required by 37 CFR 1.136(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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In re Application of David Carl BURDICK et al.  
Serial No.: 09/448,356  
Filed: December 4, 2006  
For: PHYTOSTEROL AND/OR PHYTOSTANOL  
DERIVATIVES

Docket No.: 20257 US2 (C038435/0110665)  
Examiner: Sabiha Qazi, Ph.D.  
Art Unit: 1616

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**Enclosed:**

1. Petition for Extension of Time Under 37 CFR 1.136(a) FY 2006  
(1 page) in duplicate
2. Return Postcard

on December 4, 2006  
Date

Stephen J. Brown C by Charlie Origiano Reg. No.  
Signature 52,578

Stephen J. Brown

Typed or printed name of person signing Certificate

43,519

Registration Number, if applicable

(212) 541-2000

Telephone Number

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